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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CR No.3-12-71212
	)	
Plaintiff,	)	
	)	
v.	)	<b>STIPULATION AND <del>[PROPOSED]</del></b>
	)	<b>ORDER CHANGING HEARING DATE</b>
	)	<b>AND EXCLUDING TIME</b>
GRACIELA QUINONEZ RIVERA,	)	
	)	
Defendant.	)	
_____	)	

The Court has set November 27, 2012, as the date for a preliminary hearing or arraignment. The parties hereby stipulate to set the preliminary hearing or arraignment date on November 30, 2012, and they request that the Court extend the time limits provided by Federal Rule of Criminal Procedure 5.1(c) and 18 U.S.C. § 3161. This extension of time is necessary for the parties to explore possible pre-indictment resolution and for effective preparation of counsel.

Pursuant to Rule 5.1(d), the defendant and the government consent to the extension of time, and the parties represent that good cause exists for this extension, including the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). For the same reasons, the parties also request that the Court exclude from the time limits of 18 U.S.C. § 3161 the period from the

1 date of this Order through November 30, 2012. The parties also agree that the ends of justice  
2 served by granting such an exclusion of time outweigh the best interests of the public and the  
3 defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

4  
5 SO STIPULATED:

6 MELINDA HAAG  
United States Attorney

7  
8 DATED: November 16, 2012

9  
10 /s/  
KATIE BURROUGHS MEDEARIS  
Assistant United States Attorney

11  
12 DATED: November 19, 2012

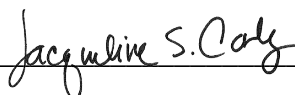
13 /s/  
RANDY SUE POLLOCK  
Attorney for GRACIELA QUINONEZ RIVERA

14 [PROPOSED] ORDER

15 For the reasons stated above, the Court sets November 30, 2012, as the date for the  
16 arraignment or preliminary hearing. The Court finds that extension of time limits applicable  
17 under Federal Rule of Criminal Procedure 5.1(c) from the date of this Order through November  
18 30, 2012, is warranted; that exclusion of this period from the time limits applicable under 18  
19 U.S.C. § 3161 is warranted; that the ends of justice served by the continuance outweigh the  
20 interests of the public and the defendant in the prompt disposition of this criminal case; and that  
21 the failure to grant the requested exclusion of time would deny counsel for the defendant and for  
22 the government the reasonable time necessary for effective preparation of counsel, taking into  
23 account the exercise of due diligence, and would result in a miscarriage of justice. 18 U.S.C.  
§3161(h)(7)(B)(iv).

24 IT IS SO ORDERED.

25 DATED: November 20, 2012

26   
HON. JACQUELINE SCOTT CORLEY  
United States Magistrate Judge